

FISCAL NOTE

SB 102 - HB 588

February 20, 2007

SUMMARY OF BILL: Requires the Department of Human Services (DHS) to implement a program of substance abuse testing as a condition for public assistance eligibility if such testing is not prohibited by federal law or waiver.

ESTIMATED FISCAL IMPACT:


Other Fiscal Impact – The Bureau of TennCare and the Department of Human Services state that federal regulations prohibit programs which provide public assistance to use substance abuse testing as a condition of eligibility. As a result, there will not be an impact on expenditures of state or federal funds.

Assumptions:

- The Bureau of TennCare will not incur any fiscal impact. The Center for Medicare and Medicaid Services (CMS) states that denial or termination of Medicaid benefits for failure to pass a drug test is not allowable under federal law.
- According to the Department of Human Services (DHS), federal law specifically prohibits the State from imposing other standards of eligibility for participation in the Food Stamp program.
- DHS assumes that the Temporary Assistance for Needy Families (TANF) program would also be excluded from the provisions of the proposed legislation due to the prohibition of federal law.

CERTIFICATION:

This is to duly certify that the information contained herein is true and correct to the best of my knowledge.

A handwritten signature in black ink, appearing to read "James W. White".

James W. White, Executive Director